

Message Text

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FM SECSTATE WASHDC

TO AMCONSUL BELFAST PRIORITY

AMEMBASSY LONDON PRIORITY

UNCLAS STATE 025353

E.O. 11652: N/A

TAGS: CASC(BRADY, GERALD JOSEPH)

SUBJECT: REQUEST FOR AMNESTY: G. J. BRADY

REF: (A) BELFAST A-70, (B) BELFAST 202, (C) LONDON 13664

1. THE DEPARTMENT HAS CAREFULLY CONSIDERED GERALD BRADY'S REQUEST THAT THE USG MAKE REPRESENTATION ON HIS BEHALF TO HMG TO GRANT HIM AN AMNESTY, OR TO DEPORT HIM FROM NORTHERN IRELAND. THE SITUATION AT PRESENT, HOWEVER, IS UNCHANGED FROM THE TIME HE WAS CONVICTED IN 1972 OF CRIMINAL CHARGES. IN ADDITION, HMG DOES NOT RECOGNIZE THAT HIS CLAIM TO US CITIZENSHIP HAS ANY BEARING ON THE CASE AS HE IS ALSO A CITIZEN OF THE UK, HIS PLACE OF BIRTH. THUS, GIVEN THE ABSENCE OF ANY INDICATION THAT HE HAS BEEN DENIED DUE PROCESS, OR IS FACING DISCRIMINATION BECAUSE OF HIS CLAIM TO US REPEAT US CITIZENSHIP, OR IS BEING AFFORDED TREATMENT LESS THAN EQUAL THAN THAT CURRENTLY AFFORDED TO BRITISH CITIZENS IN SIMILAR CIRCUMSTANCES, THERE APPEARS TO BE NO BASIS FOR OFFICIAL USG INTERVENTION ON BEHALF OF BRADY AT THE PRESENT TIME.

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2. US AMNESTY PROGRAM FOR VIETNAM WAR RELATED OFFENDERS

DOES NOT APPLY IN BRADY'S CASE SINCE HE HAS BEEN CONVICTED BY A FOREIGN GOVERNMENT OF CRIMES COMMITTED ABROAD.

3. AS TO BRADY'S PERSONAL SAFETY, CONSULATE GENERAL IS INSTRUCTED TO CONTINUE TO MAKE REPRESENTATION TO APPROPRIATE AUTHORITIES TO ENSURE THAT ALL REASONABLE PRECAUTIONS ARE TAKEN TO PROTECT BRADY. BRADY'S OWN WISHES SHOULD, OF COURSE, BE TAKEN INTO ACCOUNT SINCE LOCAL AUTHORITIES MIGHT DECIDE TO TRANSFER BRADY, FOR HIS OWN SAFETY, TO A DIFFERENT LOCATION AGAINST HIS DESIRES. (CONSULATE HAS PREVIOUSLY REPORTED BRADY'S CONCERN IN THIS REGARD, REF. C.)

4. IN ADDITION TO INFORMING BRADY OF GIST OF ABOVE, CONSULATE GENERAL SHOULD TELL BRADY THAT DEPARTMENT WILL BE ALERT TO POSSIBLE CHANGES IN BRITISH LEGAL PROCEDURES WHICH MIGHT BENEFIT BRADY. (WOULD APPRECIATE ASSISTANCE EMBASSY LONDON IN THIS REGARD.)

5. CONCERNING OTHER MATTERS RELATING TO BRADY, CAN CONSULATE GENERAL CONFIRM ATTORNEY HEANEY'S CHARGE THAT BRADY FAMILY UNABLE TO VISIT HIM FOR PAST THREE MONTHS? (WE NOTE BRADY'S EARLIER REFUSAL TO MEET HIS FAMILY (BELFAST A-25 OF APRIL 17, 1974) TO PROTEST NEW PRISON PROCEDURES GOVERNING SUCH VISITS.) WE ALSO NOTE BRADY'S STATEMENT TO CONSUL GENERAL ON OCTOBER 19, 1974 THAT BRITISH TROOPS USED CS REPEAT CS GAS DURING PRISON RIOT (REF. C). RECENT PRESS ACCOUNTS, HOWEVER, HAVE ALLEGED THAT BRITISH TROOPS USED MORE POWERFUL CR REPEAT CR GAS. CAN CONSUL GENERAL COMMENT ON THESE ALLEGATIONS? ALSO, ASSUMING GOOD BEHAVIOR, IS BRADY'S RELEASE DATE STILL EXPECTED TO BE NOVEMBER 1975?

6. REGRET DELAY. KISSINGER

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